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Security Council Committee established pursuant to resolution 1737 (2006)

Letter dated 1 May 2008 from the Permanent Representative of Germany to the United Nations addressed to the Chairman of the Committee

Pursuant to paragraph 13 of Security Council resolution 1803 (2008), I have the honour to submit the following detailed information on steps taken by Germany with a view to a prompt and comprehensive implementation of the provisions of paragraphs 3, 5, 7, 8, 9, 10, 11 and 12 of said resolution:

Operative paragraphs 3 and 5: German authorities have taken all the necessary precautions — in particular through the visa regime in force for all Iranian nationals — to identify travel intentions and arrivals of persons listed in annexes I and II of Security Council resolution 1803 (2008). In line with the practice followed by the European Union when implementing Security Council resolution 1737 (2006) and 1747 (2007), the persons listed in said annexes would be barred from entry into Germany unless one of the conditions mentioned in operative paragraph 4 or 6 of Security Council resolution 1803 (2008) were found to be applicable. Additionally, Germany would like to inform the Committee that none of the persons formerly listed in Security Council resolutions 1737 (2006) and 1747 (2007) was reported to have travelled into or through German territory since our last report to the Committee.

Operative paragraph 7: The European Commission, based on the EC regulation implementing Security Council resolution 1737 (2006), has decreed (regulation 219/2008 of 11 March 2008) that the persons and entities listed in annexes I and III of Security Council resolution 1803 (2008) be subjected to an asset freeze. This European legislation is directly applicable in Germany. Violations of the asset freeze constitute a criminal offence with a minimum sentence of six months imprisonment.

Operative paragraph 8: With the implementation of Security Council resolution 1737 (2006) the European Union had already prohibited the export of goods which are now listed in operative paragraph 8 of Security Council resolution 1803 (2008).

Operative paragraph 9: German authorities have been practicing vigilance and restraint in granting export credit guarantees to their national exporters and banks

already since 2006, i.e. before the adoption of Security Council resolution 1803 (2008).

Operative paragraph 10: Already in 2007 banks in Germany had introduced procedures to exclude that financial transactions with Iran contribute to proliferation sensitive nuclear activities or to the development of nuclear weapon delivery system as referred to in Security Council resolution 1737. German banks verify whether persons or entities listed in the annexes of the three sanctions resolutions concerning Iran are involved in such transactions or whether there are hints that such transactions concern the supply of goods or services embargoed by these resolutions. The competent German authorities, including the Federal Financial Supervisory Authority, have issued guidance to the banks on potential risks of financial services with and for Iranian banks. Additionally, Germany will implement measures to be adopted to this avail by the European Union, which are at present under preparation.

Operative paragraphs 11 and 12: Cargo shipments to and from Iran, including those forwarded by Iran Air Cargo and Islamic Republic of Iran Shipping Line, are continuously undergoing adequate inspections by the German Customs authorities. However, following the adoption of Security Council resolution 1803 (2008), the German Federal Government has instructed the Customs authorities to review the measures in place and to submit proposals for additional steps that may be taken. These proposals are under preparation and will be implemented during the weeks to come. They will include the introduction of a routine reporting of inspections to the Security Council within five working days after an inspection.

(*Signed*) Thomas **Matussek**
Ambassador